United States District Court

for the

Eastern District of Texas

REALTIME DATA LLC d/b/a IXO)))
Plaintiff(s) V. CARBONITE, INC. and EVAULT, INC.)) Civil Action No. 6:17-cv-00121)
Defendant(s)) .))

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) CARBONITE, INC.

R/a Corporation Service Company 2711 Centerville Rd., Suite 400 Wilmington, DE 19808

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney,

whose name and address are: Marc A. Fenster

RUSS AUGUST & KABAT

12424 Wilshire Boulevard, 12th Floor

Los Angeles, CA 90025 Telephone: (310) 826-7474

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 2/28/17

Date: 2/28/17

CLERK OF COURT

Civil Action No. 6:17-cv-00121

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

was re	This summons for (narceived by me on (date)	ne of individual and title, if any)			
	☐ I personally served	the summons on the individu	on (data)	; or	
	☐ I left the summons		or usual place of abode with (name)	- · 	
	on (date), a person of suitable age and discretion who resides there, and mailed a copy to the individual's last known address; or				
	☐ I served the summons on (name of individual) designated by law to accept service of process on behalf of (name of organization)				
		on (date)	; or		
	☐ I returned the sumr	mons unexecuted because		; or	
	☐ Other (specify):				
	My fees are \$	for travel and \$	for services, for a total of \$	0.00	
	I declare under penalt	y of perjury that this informat	tion is true.		
Date:			Server's signature		
			Printed name and title		
			Server's address		

Additional information regarding attempted service, etc:

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